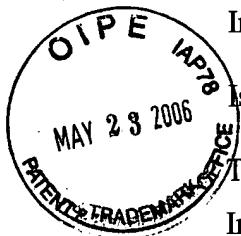


05-25-06

DAC  
CFW

SN 09904462

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Patent No.: 6,878,807 B2 ) Examiner: Spector, Lorraine  
Issued: April 12, 2005 ) ) Art Unit: 1646  
Title: PRO229 POLYPEPTIDES ) ) Attorney's Docket No. 39780-1618P2C9  
Inventors: Desnoyers, et al. ) ) Customer No. 35489  
)

EXPRESS MAIL LABEL NO. EL 976 551 918 US

Date Mailed: May 23, 2006

**PETITION PURSUANT TO 37 C.F.R. § 1.324, CORRECTION OF  
INVENTORSHIP IN AN ISSUED PATENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

This Petition seeks to add Ellen Filvaroff as a joint inventor in the above-identified patent. Ms. Filvaroff was inadvertently and without deceptive intent not included as a joint inventor in the above-identified patent. Enclosed are the following documents in support of this Petition:

- (a) a statement signed by Ms. Filvaroff indicating that the error in inventorship in the above-referenced patent occurred without deceptive intent on her part;
- (b) a statement by the currently named inventors that they agree to the requested change;
- (c) a statement by Genentech, Inc., assignee of the entire title, right and interest in the above-captioned patent, agreeing to the requested change of inventorship; and
- (d) the fee set forth in 37 C.F.R. § 1.120(b) (\$130.00) 1464 130.00 DA

05/26/2006 TBESHAI1 00000015 081641 6878807

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. **08-1641 (Attorney's Docket No. 39780-1618P2C9)**. Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully submitted,

Date: May 23, 2006

  
\_\_\_\_\_  
Daphne Reddy  
Reg. No. 53,507

**HELLER EHRLICH LLP**  
**Customer No. 35489**  
275 Middlefield Road  
Menlo Park, California 94025-3506  
Telephone: (650) 324-7000  
Facsimile: (650) 324-0638

SV 2195085 v1  
5/22/06 3:51 PM (39780.1618)

# COMBINED FEE TRANSMITTAL for FY 2006

Effective 12/08/2004. Patent fees are subject to annual revision.

PTO/SB/17 (12-04) (Revised) (For payment of 37 CFR 1.17 fees including (f), (g), (h), & (i))

Applicant claims small entity status. See 37 CFR 1.27

MAY 23 2006

**TOTAL AMOUNT OF PAYMENT**

**(\$ 130.00)**

## METHOD OF PAYMENT (check one)

<input type="checkbox"/> Check	<input type="checkbox"/> Credit card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None
<input checked="" type="checkbox"/> Deposit Account				

Deposit Account Number: **08-1641 (Atty. Docket No. 39780-1618P2C9)**

Deposit Account Name: **Heller Ehrman LLP**

## The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below
- Credit any overpayments and charge any deficiencies
- Charge any additional fee(s) during the pendency of this application
- Charge fee(s) indicated below, except for the filing fee to the deposit account

## FEE CALCULATION

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

	FILING FEES		SEARCH FEES		EXAMINATION FEES		
Application Type	Entity Fee (\$)	Small Entity Fee (\$)	Entity Fee (\$)	Small Entity Fee (\$)	Entity Fee (\$)	Small Entity Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	135	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
<b>SUBTOTAL (1)</b>				<b>\$ 0</b>			

### 2. EXTRA CLAIM FEES

Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
50	25	Each claim in excess of 20 or, for Reissues, each claim in excess of 20 and more than in the original patent
200	100	Each Independent claim in excess of 3 or, for Reissues, each independent claim more than in the original patent
360	180	Multiple dependent claim, if not already paid

### Extra Claims

Fee from above

Fee Paid

Total Claims	<input type="text"/>	-20** =	<input type="text"/>	x	<input type="text"/>	=	<input type="text"/>
Independent Claims	<input type="text"/>	-3** =	<input type="text"/>	x	<input type="text"/>	=	<input type="text"/>

\*\*or number previously paid, if greater; For Reissues see below

Multiple Dependent	<input type="text"/>	=	<input type="text"/>
<b>SUBTOTAL (2)</b>		<b>\$ 0</b>	

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof (round up to the a whole number). See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s)

Total Sheets	Extra Sheets	Number of each additional 50	Fee (\$)	Small Entity Fee (\$)	
		50	x 250	OR x 125	
-100 =	/50 =		<b>SUBTOTAL (3)</b>		
			<b>\$ 0</b>		

Complete if Known

Patent Number	<b>6,878,807 B2</b>
Issue Date	<b>April 12, 2005</b>
First Named Inventor	<b>DESNOYERS, et al.</b>
Examiner Name	<b>Spector, Lorraine</b>
Art Unit	<b>1646</b>
Attorney Docket No.	<b>39780-1618P2C9</b>

## FEE CALCULATION (continued)

<b>4. PETITION FEES UNDER 37 CFR 1.17 (f)</b>	<b>Fee Paid</b>
Fee Code: 1462	Fee \$ 400
For petitions filed under: § 1.53(e); § 1.57(a); § 1.182; § 1.183; § 1.378(e); § 1.741(b)	
<b>5. PETITION FEES UNDER 37 CFR 1.17 (g)</b>	<b>Fee Paid</b>
Fee Code: 1463	Fee \$ 200
For petitions filed under: § 1.12; § 1.14; § 1.47; § 1.59; § 1.103(a); § 1.136(b); § 1.295; § 1.296; § 1.377; § 1.550(c); § 1.956; § 5.12; § 5.15; § 5.25	
<b>6. PETITION FEES UNDER 37 CFR 1.17 (h)</b>	<b>Fee Paid</b>
Fee Code: 1464	Fee \$ 130
For petitions filed under: § 1.19(g); § 1.84; § 1.91; § 1.102(d); § 1.138(c); § 1.313; § 1.314	
<b>7. PROCESSING FEES UNDER 37 CFR 1.17 (i)</b>	<b>Fee Paid</b>
Fee Code: 1808 (1803 for § 1.221)	Fee \$ 130
For petitions filed under: § 1.28(c)(3); § 1.41; § 1.48; § 1.52(d); § 1.53(b)(3); § 1.55; § 1.99(e); § 1.103(b); § 1.103(c); § 1.103(d); § 1.217; § 1.221; § 1.291(c)(5); § 1.497(d); § 3.81	130.00

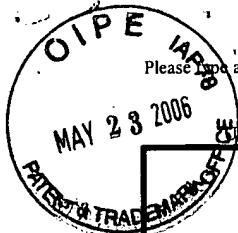
## 8. OTHER FEES

Entity Fee (\$)	Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for <i>ex parte</i> reexamination	
920*	920*	Requesting publication of SIR prior to Examiner action	
1,840*	1,840*	Requesting publication of SIR after Examiner action	
120	60	Extension for reply within first month	
450	225	Extension for reply within second month	
1,020	510	Extension for reply within third month	
1,590	795	Extension for reply within fourth month	
2,160	1,080	Extension for reply within fifth month	
500	250	Filing a brief in support of an appeal	
790	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1,510	1,510	Petition to institute a public use proceeding	
500	250	Petition to revive - unavoidably abandoned application	
1,500	750	Petition to revive - unintentionally abandoned application	
50	50	Processing fee for provisional appls (37 CFR 1.17(q))	
180	180	Submission of Information Disclosure Statement	
1,000	500	Request for oral hearing	
790	395	For each additional invention to be examined (37 CFR 1.129(b))	
790	395	Request for Continued Examination (RCE)	
900	900	Request for expedited examination of a design application	
Other fee (specify)			
<b>SUBTOTAL (4+5+6+7+8)</b>			<b>\$ 130.00</b>

\* Reduced by Basic Filing Fee Paid

## SUBMITTED BY

Name (Print/Type)	<b>DAPHNE REDDY</b>		Registration No. (Attorney/Agent)	<b>53,507</b>	Telephone	<b>650 324-7000</b>
Signature	<i>Daphne Reddy</i>		Date	<b>MAY 23, 2006</b>	Customer No.	<b>35489</b>

Please type a plus sign (+) inside this box 

PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

18

Patent Number **6,878,807 B2**Issue Date **April 12, 2005**First Named Inventor **DESNOYERS, ET AL.**Group/Art Unit **1646**Examiner Name **Spector, Lorraine**Attorney Docket Number **39780-1618P2C9**

## ENCLOSURES (check all that apply)

 Fee Transmittal Form Fee Attached Amendment / Response After Final Version with Markings Showing Changes Affidavits/declaration(s) Extension of Time Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 Assignment Papers  
(for an Application) Drawing(s) Licensing-related Papers Petition Pursuant to 37 CFR 1.324 Correction of Inventorship in an Issued Patent Executed Statement of Omitted Inventor under 37 CFR 1.324(b)(1) Executed Statement by Assignee under 37 CFR 1.324(b)(3) Executed Statement of Currently Named Inventors under 37 CFR 1.324(b)(2) Request for Refund After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Status Letter Additional Enclosure(s)  
(please identify below):

stamped return postcard

## Remarks

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER (Ref. Atty. Docket No. 39780-1618P2C9).

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm  
or  
Individual name

DAPHNE REDDY, REG. NO. 53,507, HELLER EHRMAN, LLP

Signature

Date

MAY 23, 2006

Customer Number: 35489

## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Mail Stop **PETITIONS**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date: **MAY 23, 2006**Express Mail Label **EL 976 551 918 US**

Typed or printed name

C. ROGERS

Signature

Date

MAY 23, 2006

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop **PETITIONS**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 6,878,807 B2 ) Examiner: Spector, Lorraine  
Issued: April 12, 2005 ) ) Art Unit: 1646  
Title: PRO229 POLYPEPTIDES ) ) Attorney's Docket No. 39780-1618P2C9  
Inventors: Desnoyers, et al. ) ) Customer No. 35489  
)

---

EXPRESS MAIL LABEL NO. EL 976 551 918 US

Date Mailed:

STATEMENT OF OMITTED INVENTOR  
UNDER 37 C.F.R. § 1.324(b)(1)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

I, Ellen Filvaroff, hereby state that I was omitted as an inventor in the above patent. I further state that this omission is due to an error which occurred without any deceptive intention on my part.

Respectfully submitted,

Date: 4/10/06

  
\_\_\_\_\_  
Ellen Filvaroff

SV 2195099 v1  
4/4/06 4:28 PM (39780.1618)



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 6,878,807 B2

) Examiner: Spector, Lorraine

Issued: April 12, 2005

) Art Unit: 1646

Title: **PRO229 POLYPEPTIDES**

) Attorney's Docket No. 39780-1618P2C9

Inventors: Desnoyers, et al.

) **Customer No. 35489**

---

EXPRESS MAIL LABEL NO. EL 976 551 918 US

Date Mailed:

### STATEMENT BY ASSIGNEE UNDER 37 C.F.R. § 1.324(b)(3)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir,

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). The assignment is recorded at Reel 011964 and Frame 0181. This assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

The undersigned hereby states that Assignee agrees to the correction of the inventorship of the above-identified patent to include Ellen Filvaroff as a joint inventor.

Respectfully submitted,

Date: \_\_\_\_\_

Title:

Address: 1 DNA Way  
South San Francisco, CA 94080

SV 2195091 v1  
4/4/06 4:30 PM (39780.1618)

**Mark T. Kresnak, Ph.D.**  
Associate General Counsel-Patent Law  
Genentech, Inc.  
Authorized Corporate Signatory

Statement Under 37 C.F.R. § 1.324(b)(3)  
Patent No. 6,878,807 B2  
Attorney's Docket No. 39780-1618P2C9



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 6,878,807 B2 ) Examiner: Spector, Lorraine

Issued: April 12, 2005 ) Art Unit: 1646

Title: **PRO229 POLYPEPTIDES** ) Attorney's Docket No. 39780-1618P2C9

Inventors: Desnoyers, et al. ) Customer No. 35489

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**EXPRESS MAIL LABEL NO. EL 976 551 918 US**

Date Mailed:

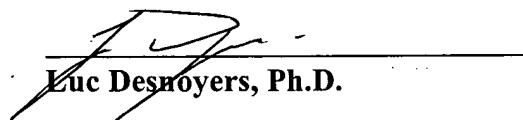
### STATEMENT OF CURRENTLY NAMED INVENTORS UNDER 37 C.F.R. § 1.324(b)(2)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

We, Luc Desnoyers, Audrey Goddard, Paul J. Godowski, Austin Gurney and William I. Wood, the currently named joint inventors in the above-identified patent, hereby state that we agree to the addition of Ellen Filvaroff as an inventor, as requested in a petition to correct inventorship pursuant to 35 U.S.C. § 256.

Respectfully submitted,

  
**Luc Desnoyers, Ph.D.**

04/10/2006  
Date

---

**Audrey Goddard, Ph.D.**

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Date

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**Paul J. Godowski, Ph.D.**

---

Date

---

**Austin Gurney, Ph.D.**

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Date

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**Kenneth J. Hillan, Ph.D.**

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Date

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**William I. Wood, Ph.D.**

---

Date

SV 2195095 v1  
4/4/06 4:51 PM (39780.1618)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 6,878,807 B2

) Examiner: Spector, Lorraine

Issued: April 12, 2005

) Art Unit: 1646

Title: **PRO229 POLYPEPTIDES**

) Attorney's Docket No. 39780-1618P2C9

Inventors: Desnoyers, et al.

) Customer No. 35489

---

EXPRESS MAIL LABEL NO. EL 976 551 918 US

Date Mailed:

**STATEMENT OF CURRENTLY NAMED INVENTORS**  
**UNDER 37 C.F.R. § 1.324(b)(2)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

We, Luc Desnoyers, Audrey Goddard, Paul J. Godowski, Austin Gurney and William I. Wood, the currently named joint inventors in the above-identified patent, hereby state that we agree to the addition of Ellen Filvaroff as an inventor, as requested in a petition to correct inventorship pursuant to 35 U.S.C. § 256.

Respectfully submitted,

---

**Luc Desnoyers, Ph.D.**

Audrey Goddard

**Audrey Goddard, Ph.D.**

---

Date

4/20/06

Date

---

**Paul J. Godowski, Ph.D.**

---

Date

**Austin Gurney, Ph.D.**

Date

**Kenneth J. Hillan, Ph.D.**

Date

**William I. Wood, Ph.D.**

Date

SV 2195095 v1  
4/4/06 4:51 PM (39780.1618)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 6,878,807 B2

) Examiner: Spector, Lorraine

Issued: April 12, 2005

) Art Unit: 1646

Title: **PRO229 POLYPEPTIDES**

) Attorney's Docket No. 39780-1618P2C9

Inventors: Desnoyers, et al.

) Customer No. 35489

**EXPRESS MAIL LABEL NO. EL 976 551 918 US**

Date Mailed:

**STATEMENT OF CURRENTLY NAMED INVENTORS**  
**UNDER 37 C.F.R. § 1.324(b)(2)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

We, Luc Desnoyers, Audrey Goddard, Paul J. Godowski, Austin Gurney and William I. Wood, the currently named joint inventors in the above-identified patent, hereby state that we agree to the addition of Ellen Filvaroff as an inventor, as requested in a petition to correct inventorship pursuant to 35 U.S.C. § 256.

Respectfully submitted,

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**Luc Desnoyers, Ph.D.**

---

Date

---

**Audrey Goddard, Ph.D.**

---

Date

---

**Paul J. Godowski, Ph.D.**

---

Date

---

**Austin Gurney, Ph.D.**

---

Date

---

**Kenneth J. Hillan, Ph.D.**

---

Date

---

**William I. Wood, Ph.D.**

---

Date

SV 2195095 v1  
4/4/06 4:51 PM (39780.1618)



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 6,878,807 B2

) Examiner: Spector, Lorraine

Issued: April 12, 2005

) Art Unit: 1646

Title: PRO229 POLYPEPTIDES

) Attorney's Docket No. 39780-1618P2C9

Inventors: Desnoyers, et al.

) Customer No. 35489

---

EXPRESS MAIL LABEL NO. EL 976 551 918 US

Date Mailed:

## STATEMENT OF CURRENTLY NAMED INVENTORS UNDER 37 C.F.R. § 1.324(b)(2)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

We, Luc Desnoyers, Audrey Goddard, Paul J. Godowski, Austin Gurney and William I. Wood, the currently named joint inventors in the above-identified patent, hereby state that we agree to the addition of Ellen Filvaroff as an inventor, as requested in a petition to correct inventorship pursuant to 35 U.S.C. § 256.

Respectfully submitted,

---

**Luc Desnoyers, Ph.D.**

---

Date

---

**Audrey Goddard, Ph.D.**

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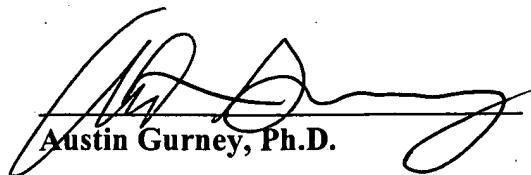
Date

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**Paul J. Godowski, Ph.D.**

---

Date



**Austin Gurney, Ph.D.**

4/17/08

Date

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**Kenneth J. Hillan, Ph.D.**

---

Date

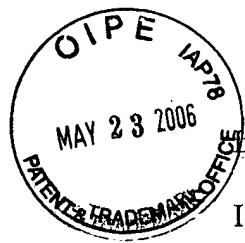
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**William I. Wood, Ph.D.**

---

Date

SV 2195095 v1  
4/4/06 4:51 PM (39780.1618)



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 6,878,807 B2

Issued: April 12, 2005

Title: **PRO229 POLYPEPTIDES**

Inventors: Desnoyers, et al.

) Examiner: Spector, Lorraine

) Art Unit: 1646

) Attorney's Docket No. 39780-1618P2C9

) **Customer No. 35489**

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**EXPRESS MAIL LABEL NO. EL 976 551 918 US**

Date Mailed:

## STATEMENT OF CURRENTLY NAMED INVENTORS UNDER 37 C.F.R. § 1.324(b)(2)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir;

We, Luc Desnoyers, Audrey Goddard, Paul J. Godowski, Austin Gurney and William I. Wood, the currently named joint inventors in the above-identified patent, hereby state that we agree to the addition of Ellen Filvaroff as an inventor, as requested in a petition to correct inventorship pursuant to 35 U.S.C. § 256.

Respectfully submitted,

---

**Luc Desnoyers, Ph.D.**

---

Date

---

**Audrey Goddard, Ph.D.**

---

Date

---

**Paul J. Godowski, Ph.D.**

---

Date

Austin Gurney, Ph.D.

Kenneth J. Hillan  
Kenneth J. Hillan, M.D. M.B.C.H.B

Date

4/13/06

Date

William I. Wood, Ph.D.

Date

SV.2195095 v1  
4/4/06 4:51 PM (39780.1618)



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent No.: 6,878,807 B2

) Examiner: Spector, Lorraine

Issued: April 12, 2005

) Art Unit: 1646

Title: **PRO229 POLYPEPTIDES**

) Attorney's Docket No. 39780-1618P2C9

Inventors: Desnoyers, et al.

) Customer No. 35489

---

EXPRESS MAIL LABEL NO. EL 976 551 918 US

Date Mailed:

### STATEMENT OF CURRENTLY NAMED INVENTORS UNDER 37 C.F.R. § 1.324(b)(2)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

We, Luc Desnoyers, Audrey Goddard, Paul J. Godowski, Austin Gurney and William I. Wood, the currently named joint inventors in the above-identified patent, hereby state that we agree to the addition of Ellen Filvaroff as an inventor, as requested in a petition to correct inventorship pursuant to 35 U.S.C. § 256.

Respectfully submitted,

---

**Luc Desnoyers, Ph.D.**

---

Date

---

**Audrey Goddard, Ph.D.**

---

Date

---

**Paul J. Godowski, Ph.D.**

---

Date

Austin Gurney, Ph.D.

Date

Kenneth J. Hillan, Ph.D.

Kenneth J. Hillan

Date

4/06/06

William I. Wood, Ph.D.

Date

SV 2195095 v1  
4/4/06 4:51 PM (39780.1618)